

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

UNITED STATES OF AMERICA,
Appellee

No. 13-853

v.

VALENTÍN VALDES AYALA
Defendant-Appellant

MOTION INFORMING DEFENDANT'S
QUARANTINE STATUS, REQUESTING
CONTINUANCE OF HEARINGS, WITH DEFENSE
CALENDAR INFORMATION

TO THE COURT:

Valentín Valdes Ayala, though his undersigned counsel respectfully submits the following information regarding his quarantine status, and requesting continuance of the hearings currently scheduled for **Monday, August 16** at 11:30 and **Wednesday, August 18**, for the reasons that follow.

1. In response to the Court's order in compliance with the current COVID-19 protocols issued on Friday, August 13, counsel sought to learn the vaccination status of both the defendant and his son, who intends to attend both hearings.

2. She was informed today, Saturday, August 14, that:

- Defendant Valdes is not vaccinated,
- He is in quarantine. He was recently subject to a surgical procedure, with stitches removed during the week of August 9-13.

3. At present, counsel has no information about when the quarantine period is expected to end. She will endeavor to do so on Monday, August 16, when legal personnel will be available at MDC.

4. Counsel will file the vaccination information for herself and Mr. Valdés' son (both fully vaccinated) at the designated site once further dates are set for the hearings.

5. In light of the foregoing, and counsel's previously established schedule, it is respectfully requested that the hearings be set for any time after Wednesday, September 8, with the exception of Friday, September 10, when counsel has a resentencing scheduled in Old San Juan at 9 AM in *United States v. Aldofo León García-Sierra* (14-166(FAB)). She also has an in-person resentencing hearing in *United States v. Obel Cruz Pérez*, 08-311(DRD) on Friday, August 27, at 10:30 AM, also in Old San Juan.

Counsel has two appellate briefs due by August 1 (in Nos. 19-1491 and 19-2020 in the First Circuit, and No. 21-143 in the Supreme Court of the United States).

She has depositions in a civil matter (SJ2020-CV-05183) pending in the court of first instance of San Juan scheduled for August 20, 26, September 2, 3, and 7, and a status hearing in that matter on September 16.

6. Counsel respectfully submits that the hearing ordered at DKT 301 on

May 19 of this year has not yet been held. It contemplates an attorneys-only in-person hearing prior to any dispositional one in order to discuss pending legal issues. The nature of the hearing provisionally set for August 18, pending resolution of the representation issue, is not clear to the undersigned. She therefore requests that this be clarified in any further scheduling order.

WHEREFORE, it is respectfully requested that the foregoing be taken in consideration, and a further date for these hearings be set consistent with the foregoing information and the Court's calendar be set, with clarification regarding the hearing contemplated at Docket 301.

RESPECTFULLY SUBMITTED,

14 August 2021

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I HEREBY CERTIFY that I have on this date filed this Motion in Compliance using the court's electronic filing service which will notify the office of the United States Attorney for the District of Puerto Rico, the only other party in interest. A courtesy copy has also been sent to AUSA Mariana Bauzá by email.

24 May 2021

S/ Linda Backjel